

FORM - APPOINTMENT OF PROXY
DAVEX AUSTRALIA PTY LTD (ADMINISTRATORS APPOINTED)
ACN 052 491 657 ("THE COMPANY")

I/We _____ (name of signatory)
of _____ (creditor name)
a creditor of the Company, appoint _____ (name of proxy)
of _____ (address of proxy)
or in his/her absence _____ (details of alternate proxy)

as my/our ☐ general proxy or ☐ special proxy to vote at the meeting of creditors to be held on **Friday, 23 February 2024 at 10:00AM (AEST)** or at any adjournment of that meeting.

<u>Voting instructions - for special proxy only</u>	For	Against	Abstain
Resolution			
1. Future of the Company (only vote for one of the below)			
a) The Company be wound up	☐	☐	☐
b) The Administration should end	☐	☐	☐
2. Voluntary Administrators' Remuneration and Disbursements			
<i>"That the remuneration of the Voluntary Administrators of Davex Australia Pty Ltd (Administrators Appointed) ACN 052 491 657 and their staff, for the period 18 January 2024 to 11 February 2024, calculated at the hours spent at the rates detailed in the Initial Remuneration Notice dated 22 January 2024 provided to creditors, is approved for payment in the amount of \$379,685.00, exclusive of GST, to be drawn from available funds immediately or as funds become available."</i>	☐	☐	☐
<i>"The internal disbursements of the Voluntary Administrators of Davex Australia Pty Ltd (Administrators Appointed) ACN 052 491 657 and their staff, for the period 18 January 2024 to 11 February 2024, is approved for payment in the amount of \$392.06, exclusive of GST, to be drawn from available funds immediately or as funds become available."</i>	☐	☐	☐
<i>"That the future remuneration of the Voluntary Administrators of Davex Australia Pty Ltd (Administrators Appointed) ACN 052 491 657 and their staff, for the period from 12 February 2024 to the finalisation of the Voluntary Administration, is determined at a sum equal to the cost of time spent by the Voluntary Administrators and their staff, calculated at the hourly rates as detailed in the Initial Remuneration Notice dated 22 January 2024 provided to creditors, up to a capped amount of \$170,315.00, exclusive of GST, and that the Voluntary Administrators can draw the remuneration from available funds as time is incurred on a monthly basis or as funds become available."</i>	☐	☐	☐

<u>Voting instructions - for special proxy only</u>	For	Against	Abstain
<i>"The future internal disbursements of the Voluntary Administrators of Davex Australia Pty Ltd (Administrators Appointed) ACN 052 491 657 and their staff, for the period 12 February 2024 to the finalisation of the Voluntary Administration, is approved up to the capped amount of \$500.00 exclusive of GST, to be drawn from available funds immediately or as funds become available."</i>	☐	☐	☐
3. Liquidators' Remuneration and Disbursements			
<i>"That the future remuneration of the Liquidators of Davex Australia Pty Ltd (Administrators Appointed) ACN 052 491 657 and their staff, for the period from the commencement of the Liquidation to the finalisation of the Liquidation (inclusive), determined at a sum equal to the cost of time spent by the Liquidators' and their staff, calculated at the hourly rates as detailed in the Initial Remuneration Notice dated 22 January 2024 provided to creditors, up to a capped amount of \$250,000.00, exclusive of GST, and that the Liquidators can draw the remuneration from available funds as time is incurred on a monthly basis or as funds become available."</i>	☐	☐	☐
<i>"The future internal disbursements of the Liquidators of Davex Australia Pty Ltd (Administrators Appointed) ACN 052 491 657 and their staff, for the period from the commencement of the Liquidation to the finalisation of the Liquidation (inclusive), is approved up to the capped amount of \$500.00 exclusive of GST, to be drawn from available funds immediately or as funds become available."</i>	☐	☐	☐
4. Committee of Inspection			
<i>If the company is wound up, to consider the appointment of a committee of inspection, and if so, who are to be the committee members.</i>	☐	☐	☐
5. Destruction of Books and Records			
<i>Should Liquidators be appointed, that the Liquidators are authorised to destroy the Company's books and records upon finalisation of the liquidation, and subject to obtaining consent from the Australian Securities and Investments Commission.</i>	☐	☐	☐

*I/*We authorise *my/*our proxy to vote as a general proxy on resolutions other than those specified above (delete if not required)

Dated:

.....
Name and signature of authorised person

.....
Name and signature of authorised person

CERTIFICATE OF WITNESS – only complete if the person given the proxy is blind or incapable of writing.

I, of
certify that the above instrument appointing a proxy was completed by me in the presence of and at the
request of the person appointing the proxy and read to him before he attached his signature or mark to the
instrument.

Dated:

Signature of witness:

Description:

Place of residence:

GUIDANCE AND INSTRUCTIONS

FORM OF PROXY

A person can appoint another person to attend the meeting on their behalf by completing the Form of proxy.

If the member is a company or a firm, a person needs to be appointed to represent the company.

This representative needs to be appointed by completing the Form of proxy in accordance with section 127 of the Corporations Act. Alternatively, the appointed person must be authorised to act as a representative for the company per section 250D of the Corporations Act.

The Form of proxy is valid only for the meeting indicated (or any adjournment).

You may appoint either a general proxy (a person who may vote at their discretion on motions at the meeting) or a special proxy (who must vote according to your directions). If you appoint a special proxy, you should indicate on the form what directions you have given. In many instances, there will be a box or section on the proxy form where you can mark how you want your proxy to vote for you.

If you are unable to attend the meeting and you do not have a representative who can attend on your behalf, you may if you wish, appoint any person, including the Chairperson of the Meeting, as either your general or special proxy.